

Ogden News

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Ogden, Saturday, Nov. 7.

MUST CITY GRANT LICENSE?

Viaton Case Completed and Judge Howell Will Give Decision Next Tuesday.

The case of Edward Viaton against the city and members of the city council was concluded at a special session of the district court held last night. This is the case wherein Viaton asked the court for a writ of mandamus to compel the city to issue him a license for the sale of liquor. The council granted the license at the city meeting but the mayor vetoed it. The reason given was that the mayor desired to reduce the number of saloons in the city and to do that no new licenses were to be granted. Viaton petitioned the court for a writ of mandamus to compel the city to issue the license. The arguments were concluded but the court reserved its decision until Tuesday morning. The case was involving the right of a city to refuse to grant a license in the case of any charge against the applicant. In the answer filed by the city attorney it is alleged that Viaton conducted a disorderly house at Ely, Nev., but this the mayor alleges, if true, would be no bar to his application under the laws of Utah. The claim is that the council is compelled to issue the license and the mayor sign the same and then if the man conducts a disorderly house it is then within the council's power to revoke the license, but that they cannot presume that he will conduct a disorderly place.

Long Tunnel Completed.

(Special to The Herald.)
Ogden, Nov. 6.—Word has been received at the general offices of the Utah Construction company in this city to the effect that the workmen on the Western Pacific had broken through and the air is now circulating through the Pequot range for a distance of 5,961 feet.
This tunnel, more than a mile in length, runs through the Pequot range from Steptoe valley on the east to Clover valley on the west, and required just two years to complete.

TWO FIRES CAUSE LOSS.

Twice in an Hour Business District of Ogden Is Threatened.

Destroyed property to the extent of \$1,000 for George F. Cave, the druggist, had the loss for the loss of his store, and as much more for Fred M. Nyte, the clothier, and the Evans Grocery company, was the result of two fires in the business district of Ogden early yesterday morning.
The first alarm came in about 5 o'clock, when Mrs. Guy Nelson awakened and heard the crackling of flames. She aroused her husband, who went down stairs and sent in an alarm. The department soon arrived and the fire was discovered burning fiercely in the rear of the Evans grocery store, adjoining. An elevator shaft between the buildings fed the flames and the smoke poured into the rooms above the Cave store. The walls were nearly burned through when the department arrived, but the blaze was soon under control. The fire evidently started in the basement of the grocery store, and the loss to the company is considerable. The principal loss to Mr. Cave is through smoke and water, as is the case with Mr. Evans. In the former case the loss is placed at \$1,000; and in the latter nearly as much more. Besides these, offices and apartments above the Cave store were seriously damaged, probably adding \$500 more to the total for the first blaze.
Within fifty minutes after the first alarm another alarm came in from the Elite cafe, where a bad fire was found burning in the rear, which started from a fire in the kitchen. Department No. 2 answered the call and soon had the blaze extinguished, but not before it had raised havoc with the studio of B. F. Sooy, the photographer. The great skylight of the studio was near the fire and the heat caused the glass to crack and fall in, while the heat and smoke destroyed many valuable pictures, valued at about \$500. The water also destroyed many pictures and negatives and added to the loss.

Held for Trial.
Accused of highway robbery, George Adamson and John J. Emerson were yesterday held to answer to the district court for the night of Oct. 1 on suspicion of having held up and robbed George Swart, taking from him a watch and a silver key. Their bail was fixed at \$500 and they were turned over to Sheriff Wilson and taken to the county jail.

J. B. Douglass was arraigned on the charge of obtaining money under false pretenses, having passed a bogus check on L. Beitman, and his bail was fixed at \$50 to appear for trial.
Ralph Dean, who is accused of having attempted to rob a friend in a Twenty-fifth street hotel last Sunday, was arraigned and his bail was fixed at \$250 to appear for hearing.

Fireman Badly Burned.
L. H. Davis, a fireman on passenger No. 4, was brought to Ogden last evening from Winnemucca, Nev., suffering from burns that may result in his death. The accident occurred on the locomotive exploded, Davis is terribly burned about the breast and body. He is at the Ogden General hospital.

Ogden Briefs.
R. J. Byrne is in the city from Pocatello, Ida., on a business trip.
Mrs. Ray Richardson has presented her husband with a ten-pound daughter.
A. W. Sharp is in the city from Ely, Nev.

Fred Struble, representing the Levy Packing company of San Francisco, is in the city buying mutton for his firm.
Simon Bamberger, president of the Salt Lake & Ogden railroad, was in the city yesterday on business connected with the company.

G. G. Gill of the Salt Lake Tribune has returned to Ogden from Iowa, where he was married recently to one of the belles of the city of Independence.
The local union of machinists announced their annual ball for Thanksgiving, and promise that it will eclipse anything of the kind they have given in the past.
Warren L. Watts of the Utah Construction company left yesterday for Huntington, Ore., accompanied by Seth Thomas, who will enter the employ of the company.

A special train was made up here last night to take the "Land of No" company to Sacramento, Cal. The company played at the Grand and the train left shortly afterwards for the west.
The case of Martin Moran vs. Ogden City was resumed before Judge Howell yesterday morning and the plaintiff concluded, whereupon the defense moved for a non-suit, which was denied by the court, and the hearing of testimony was continued until today.
The lower floor in the city hall is being remodelled to provide quarters for the city water commission, which takes over the waterworks system on Jan. 1. The rooms now occupied by the mayor will be utilized and the mayor will occupy the room now used by the clerk of the municipal court, while the latter will move across the hall.
Ben Livingston has returned from his favorite shooting grounds at the mouth of the Bear river and brought with him a selected string of gamebirds which he had culled from the kill for his own use. He deposited them on the floor of his place of business and went out to get a shave, and when he returned he could not find the ducks, and he has not found them yet.

One John McGlynn, arrested as a vag, was before Judge Murphy in court yesterday morning and in extension exhibited a badly injured wrist. The wound resembled a burn or a scald and the doctor who examined it was unable to ascertain the nature of the alleged injury.

COAL MINES AT CAPACITY
State Mine Inspector Has No Great Fear of Famine, but Advises People to Lay in Supply.

According to the views of John E. Pettitt, state coal mine inspector, who returned yesterday from a visit to a number of the coal camps of the state, there is little danger of a coal famine this year, although he advises people to lay in their winter supply for the reason that the railroad rates now permit of the shipment of Utah mined coal out of the state, whereas it formerly was practically impossible to break down the bars of the Harriman system at Ogden.
Mr. Pettitt bases his opinion of "no famine" on the fact that all of the mines in the state are working all the men they possibly can, and are sending the product to market as rapidly as possible. Sometimes a wreck delays the transportation of coal and disarranges things generally, but these interruptions last only a day or two.
The Consolidated Fuel company is constructing a railroad from Price to Miller Creek, where it has three veins of coal, whose development will materially help the supply. At Price the new road will connect with the Rio Grande.
The principal camps in the state—the Union Pacific, Pleasant Valley, Bear Creek, Winter Quarters and the independent companies—have increased their output about 200 tons a day. This condition has been brought about by the installation of new machinery and other improvements.
Inspector Pettitt goes on a long journey to Dragon, where he will inspect the gilsonite mines, and also will hold examinations for mine foremen. On Dec. 2 he will also hold an examination for nine foremen and fire bosses in Carbon county.

COPPER ADVANCING.
Prediction Made That Price Will Go to Fifteen Cents.
(Special to The Herald.)
Boston, Nov. 6.—One of the largest producers of copper in the country predicts that the price of this fiery copper will advance beyond the 14-cent quoted today. We have sold all we care to sell at 14½ cents and have advanced our price to 14½. Before Jan. 1 copper will sell at 15 cents.
A Paris cable says that the United Metals Selling company has advanced its price on lake for November and December shipments to 66 pounds 5 shillings. This figure is equivalent to 14½ cents for New York. For January delivery the Metal Selling company is quoting 66 pounds 10 shillings.

SUCCESSFUL FLIGHT MADE.
Army Officers Go From Washington to Annapolis.
Washington, Nov. 6.—Lieutenant Lahm, Lieutenant Winter and Holland Forbes made an ascension in the spherical balloon owned by the signal corps, from the southeastern section of the city, today, intending to go to Baltimore, which point they expected to reach in about two hours. The balloon, after being in the air two hours, was brought down near Annapolis in good condition with stiff breeze. The ascent, which was uneventful, was curtailed because of a strong wind.

EXPORTS EXCEED IMPORTS.
New York, Nov. 6.—A cablegram from Japan received today by Teijiro Ono, superintendent of the consulates of the Bank of Japan, stated that Japanese exportation of commodities exceeded the imports last month by \$10,000,000 yen, or about \$3,333,333 of American money. The dispatch also contained the information that the silk cocoon crop this year is an exceptionally large one at 3,333,000 koku, about 17,000,000 bushels.

TO CONTEST WILL.
Chicago, Nov. 6.—That the will of the late Leslie Carter will be contested by his son, Leslie Dudley Carter, was announced today. Mr. Carter's will declared that his son was to have no part of the estate while he continued to live with his mother, Mrs. Carter. Mr. Carter, but that if he left her the other beneficiaries might at their discretion give the young man such sums as they saw fit.

RESIGNATION IMMINENT.
Vienna, Nov. 6.—It is reported tonight that the resignation of the Austrian cabinet is imminent as the outcome of the discussions among the German and Czech ministers arising from the recent racial conflicts in Prague and other Bohemian towns.

SILVER IS PURCHASED.
Washington, Nov. 6.—The treasury today purchased 500 ounces of silver for delivery at New Orleans and 50,000 ounces for delivery at Denver, at 50.36 cents per fine ounce.

HEWLETT'S TEAS

Look good, and taste better than they look.



FUNERAL OF O. B. OLESEN.

Impressive Services Held in Knights of Pythias Hall.

With a profusion of floral tributes, silent testimonials of the esteem and love of many friends, the funeral services for O. B. Olesen, 46 years of age, who was manager of "The Bismarck" for the past sixteen years, were held at 10 o'clock yesterday in the Knights of Pythias hall. The interment was in City cemetery.
Mr. Olesen died in Holy Cross hospital last Wednesday night after an operation for stomach trouble. The services were conducted by Bishop Robert Morris of the Eleventh ward, and the K. of P. ritual was also said over the body.
Eulogies were pronounced by Bishop Morris, Joseph B. Smith and William L. Atkins. Solos were sung by a quartet composed of Joseph Poll, Mrs. Frank Browning, Albert Braby and Pearl Alenbaugh, and individual solos were rendered by Joseph Poll, Albert Braby and Mrs. Frank Browning. John P. Meakin performed the K. of P. ceremony before the body was consigned to the grave in the cemetery.

IMPROVE DAVIS CO. ROADS.

County Commissioners Expending \$5,000 on Road to Ogden.

J. E. Jennings returned from a run to Farmington yesterday and was very enthusiastic over the prospects for good roads in Davis county.
He reports that Davis county has appropriated \$5,000 for the improvement of the main road through the county and has purchased two dump wagons. Men are now at work on the road and intend to push the work as long as the weather will permit and will take the work up in the spring and push it to completion. This will give Davis county a fine road, extending throughout the county. It is expected that Weber county will take up the improvement of the Big Cottonwood conduit to Parley's creek, the purpose of the plant being the development of power for a pump at the intercepting sewer station. The estimates are: For a 150 kilowatt hour plant, \$20,000; 300 kilowatt hour, \$35,000. The former will cost \$9,000 a year in its operation and maintenance and the latter \$10,000. The plan is to furnish power for pumping from the intercepting sewer to the gravity sewer, and means that the city may furnish its own power instead of buying it from service companies.

POWER PLANT ESTIMATES.

City Engineer Compiles Figures for New City Pumping Station.

City Engineer L. C. Kelsey has completed figures in his estimate of the cost of an electric power plant to utilize the waterfall from the Big Cottonwood conduit to Parley's creek, the purpose of the plant being the development of power for a pump at the intercepting sewer station. The estimates are: For a 150 kilowatt hour plant, \$20,000; 300 kilowatt hour, \$35,000. The former will cost \$9,000 a year in its operation and maintenance and the latter \$10,000. The plan is to furnish power for pumping from the intercepting sewer to the gravity sewer, and means that the city may furnish its own power instead of buying it from service companies.

DELEGATES APPOINTED.

Mayor Bransford May Appoint Five Additional to Those Named.

Governor Cutler yesterday appointed delegates to the American mining congress, which will meet in Pittsburgh, Dec. 2, 3, 4 and 5. These were named, and the governor expresses the hope that they will find it possible to accept: W. Lester Mangum, Provo; E. M. Allison, Jr., Salt Lake; W. S. McCormick, Salt Lake; L. E. Ritter, Salt Lake; M. S. Browning, Ogden; J. Owen Carter, Salt Lake; W. S. Wimmer, Salt Lake; John Dorn, Salt Lake; D. C. Jackling, Salt Lake; C. E. Loose, Provo. Mayor Bransford has the privilege of naming five delegates to represent Salt Lake City, two at large and one for each additional 25,000 of population.

GOVERNMENT RESTS CASE.

Mrs. May Kimball Forrester Testifies in Land Fraud Case.

Mrs. May Kimball Forrester, the last witness for the government in the coal land fraud cases, gave her testimony yesterday before United States Examiner Christy. Mrs. Forrester testified to having purchased 2,000 acres of coal lands near Castle Gate. She denied all connection with any coal company or that the land was purchased for any coal company. She also testified that she afterwards sold a greater part of the land to the Utah Fuel company. Mrs. Forrester, who is the wife of Robert Forrester, special geologist for the Utah Fuel company, testified that she had transacted this business before her marriage to Mr. Forrester in June of 1903.
After the taking of the testimony the court adjourned until Nov. 16.

COSTA RICAN'S COURAGE.

Saves Fellow Students From Death in Blazing Dormitory.

Washington, Nov. 6.—Thrilling escapes and heroic rescue work by a Costa Rican student, Ruben Herrera, marked the which early today burned to the ground the Bliss electrical school in North Tacoma, a suburb of the city, at a loss of \$130,000, partially insured. More than 120 students in the dormitories were awakened to find the building in flames, and while others slid down ropes to safety, Herrera distinguished himself for bravery by rushing through the burning building and arousing his fellow students, rescuing among others, his roommate, Euan Mickel, of Reading, Mich. Both young men, beaten back by the flames and smoke, made a spectacular descent down fire ropes that dangled from the cupola, six stories from the ground. Professor S. T. Cole was badly burned.

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AMERBACH'S SATURDAY ECONOMY SALES

Items Such as These Cannot Help But Fill This Popular Store With Enthusiastic Buyers, for Each Denotes Economy

ESTABLISHED 1864

ONE PRICE TO ALL NEVER UNDERSOLD

TODAY!	TODAY!	TODAY!	TODAY!	TODAY!	TODAY!	TODAY!	TODAY!
16 3/4c Bleached Pillow Casing	50c Point D'Esprit Drapery Net	65c Blue Gray Wool Skirt- ing Flannel	60c Red Twilled All Wool California Flannel	75c Navy Blue All Wool Twilled Shirting Flannel	80c PER BOLT DIAPER CLOTH	10c Cream Shaker Flannel	75c Knitted Wool Skirts
45 inches wide— for one day at a yard—	48 inches wide— for one day at a yard—	48 inches wide— for one day at a yard—	Yard wide. For one day at a yard—	Oregon Mills make. For one day at a yard—	18 inches wide, 16 yards in a bolt. For one day, per bolt—	For one day, per yard—	Best \$1.25 values at 75c.
48c	33c	39c	36c	48c	63c	6 1/2c	10c

IN OUR CLOAK DEPARTMENT

\$15.50 and \$17.50 Handsome Empire Costumes, \$10.98

\$18.50 and \$22.50 Handsome Empire Gowns, \$13.98

Never before have such values been offered; dozens to choose from in every color; Empire effects, garments that are quite the vogue this season; made of Panamas, Herrietta, etc.; exceptional values at \$15.50 and \$17.50; in this sale at \$10.98

The Greatest Sale of Children's Underwear

A DEPENDABLE QUALITY AT LESS THAN ONE-HALF THE REGULAR VALUE

Children's Vests and Pants, cashmere ribbed, heavy elderson fleece quality, in natural gray, made with smooth finished overcast seams; is extra warm and durable; for Saturday's rapid selling only at these prices:—

Sizes 16 and 18	Sizes 20, 22 and 24	Sizes 26 and 28	Sizes 30, 32 and 34
10c	15c	20c	25c

Tape Girdle Corsets, 50c Grade at 25c

Pink or blue tape Girdle Corsets, strongly boned; sizes 18 to 24; on sale at 25c

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Blouses 98c

Dozens of pretty fleeced flannelette, two-piece house suits, mostly navy blue and black ground, with white dots. Regular \$1.50 and \$1.75 grade, for 2 hours tonight only, at 98c

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Pants 69c

\$1.00 and \$1.25 knee pants, in corduroy and wool chevrons, cassimeres and worsteds. Sizes 2 to 16. Special for two hours at—

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Sweaters 98c

\$1.50 sweaters, with heavy ribbed collar and cuffs, all sizes, special—

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Suits 98c

\$4 to \$5 boys' Suits in all styles, sizes 2 1/2 to 16 years, special—

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Suits 98c

20c heavy ribbed cotton shirts and drawers, in blue, gray and salmon colors, special—

TONIGHT FROM 7 TO 9 O'CLOCK!

Boys' Suits 98c

25c men's wool socks, in black, natural gray and camel's hair colors, special—

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